

### **REMARKS**

Claims 1, 2, 5, 6, 10-17, and 23-43 are now pending in the application. The Examiner is respectfully requested to reconsider and withdraw the rejections in view of the amendments and remarks contained herein.

### **ALLOWABLE SUBJECT MATTER**

The Examiner stated that claims 3-9 and 19-25 would be allowable if rewritten in independent form. Applicant thanks the examiner for the very thorough consideration given these claims but elects to amend the claims to provide a varied scope of protection.

### **REJECTION UNDER 35 U.S.C. § 103**

Claims 1, 2, 10-18, and 26-29 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Pat. No. 8-292413 in view of 5,724,112. These rejections are respectfully traversed. Notwithstanding, independent claim 1 is amended to call for a laminate wherein there are stacked a transfective layer, a color filter, and a transparent electrode layer, in that order from the side near the second substrate. This configuration can be observed in Figs. 1 and 5. Applicant respectfully submits that no reference of record teaches or suggests such an arrangement.

Claims 2, 5, 6, and 10-16 depend from claim 1 and should be in condition for allowance for at least the same reasons as set forth above with respect to claim 1.

Independent claim 17 calls for a transfective layer and a transparent electrode layer which are directly stacked together. Support for this claim amendment can be found in Fig. 7. Applicant respectfully submits that no prior art reference of record

teaches or suggests such an arrangement. Claims 23-29 depend from claim 17 and should be in condition for allowance for at least the same reasons as set forth above with respect to independent claim 17.

#### **NEW CLAIMS**

New claims 30-43 are added. Independent claim 30 calls for a laminate including a plurality of transparent electrode layers arranged on an insulating layer corresponding to a plurality of transfective layers. Also, an area of each transfective layer is less than area of each transparent electrode layer. Support for this claim can be found in Figs. 11 and 12. Claims 31-35 depend from claim 30. Independent claim 36 calls for a laminate including a plurality of transparent electrode layers arranged above a transfective layer and an insulating layer between the transfective layer and the plurality of transparent electrode layers. Support for this claim can be found in Figs. 1, 5, and 13a. Claims 37-43 depend from new claim 36. Favorable consideration of these new claims is respectfully requested.


#### **CONCLUSION**

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the

Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

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